



IFW

UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Osamu MATSUURA et al.**

Group Art Unit: **2818**

Serial No.: **10/635,648**

Examiner: **David Nhu**

Filed: **August 7, 2003**

Confirmation No.: **8794**

For: **SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE
SAME**

Attorney Docket Number: **030948**

Customer Number: **38834**

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

August 18, 2004

Sir:

This paper is submitted in response to the Official Action dated July 20, 2004.

In the Action, restriction is required between Group I, Claims (1-9) and Group II, Claims (10-19).

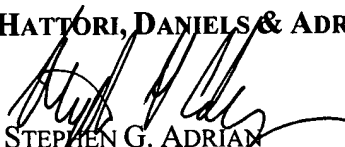
Applicants hereby elect the subject matter of Group I, Claims (1-9) for prosecution in this application. This election is made without traverse, and it is understood that Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

Response to Restriction Requirement
Serial No. 10/635,648
Attorney Docket No. 030948

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



STEPHEN G. ADRIAN

Registration No. 32,878
Telephone: (202) 822-1100
Facsimile: (202) 822-1111

SGA/arf